

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Ryan Carey et al.,

Civil No. 07-3191 (PAM/RLE)

Plaintiffs,

v.

ORDER

Eli Lilly and Company,

Defendant.

On July 30, 2007, Plaintiff Stephen Holdorf filed a Notice voluntarily dismissing without prejudice all claims against Defendant Eli Lilly and Company (Docket No. 2). Because Defendant has neither served an answer nor filed a motion for summary judgment and pursuant to Federal Rule of Civil Procedure 41(a)(1)(i), **IT IS HEREBY ORDERED** that:

1. The claims asserted by Plaintiff Stephen Holdorf are **DISMISSED without prejudice**; and
2. Each party shall bear its own attorneys' fees, costs, and disbursements.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: August 1, 2007

s/ Paul A. Magnuson
Paul A. Magnuson
United States District Court Judge